GOVERNMENT OF ANDHARA PRADESH
ABSTRACT

Public Services – Panchayat Raj & Rural Development Department – Sri V. Venkata Rao, the then Panchayat Secretary (EO. Gr.II), Yerravaram Gram Panchayat (Now Retied) East Godavari District - Allegation of irregularities in the administration of Yerravaram Gram Panchayat in Yeleswaram (M), East Godavari District - Inquiry conducted – Charges proved - Imposing the penalty of 10% cut in pension permanently besides recovery - under Rule 9 of AP Revised Pension Rules, 1980 - Orders –Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.III) DEPARTMENT

G.O.RT.No. 620 Dated 26/06/2015
Read the following:

1. From the Commissioner, PR&RE, Hyderabad Letter No. 5122/ CPR&RE/b1 / 2008, Dated: 29.8.2011.
2. G.O.Ms. No. 356, PR&RD (Estt.VIII) Department, dated: 3.11.2011.
3. From the Commissioner, PR &RE, Hyderabad, Charge Memo.No.5122/ CPR&RE /B1/2008, Dated: 13.12.2011.
4. Written statement of defense of Sri V. Venkata Rao, Panchayat Secretary, (Retied) Dated: 18.10.2012.
5. From the Commissioner, PR&RE, Hyderabad, Proceedings No. 5122/ CPR&RE/B1/2008, Dated: 31.12.2012.
6. From the DPO, EG. Dist RC.No. 1566/2007, A1, dated: 10.4.2013.
7. From the Commissioner, PR&RE, Hyderabad, Charge Memo. No.5122 /CPR&RE/B1/2008, Dated: 18.5.2013.
8. Representation of Sri V. Venkata Rao, the then Pt. Secretary (Retired) Dated:15.6.2013.
9. From the Commissioner, PR &RE, Hyderabad, Charge Memo. No. 5122/CPR&RE/B1/2008, Dated: 02.8.2013.
10 Govt. Memo. No. 26561/Vig.IV/A1/2013-2, dated 7/5/2014.
11. Representation of Sri V. Venkata Rao, the then Pt. Secretary (Retired) Dated: 21.7.2014.
12. Govt. letter No. 26561/Vig.III/A2/2013-3, dated 4/2/2015 addressed to the APPSC, Hyderabad
13. From the Secretary, APPSC, Lr.No.223/RT/1/2015, dated 4.4.2015.

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ORDER

The Commissioner, Panchayat Raj and Rural Development Department in his letter 1st read above have while enclosing the draft Article of Charges framed against Sri V. Venkata Rao, former Panchayat Secretary (EO. Gr.II), Yerravaram Gram Panchayat, Yeleswaram Mandal, EG Dist has reported that the DPO, EG dist has issued notice to Sri V. Venkata Rao, Panchayat Secretary for his negligence and for not reporting the irregularities taken place in the Yerravaram Gram Panchayat and requested the Government to take disciplinary action against the individual as per Rule 9 of A.P. Revised Pension Rues, 1980, as the individual has retired from service on 30/6/2008 on attaining the age of superannuation.

In the reference 2nd read above, Government has permitted the Commissioner, PR&RE to initiate Departmental Proceedings against Sri V. Venkata Rao, former Panchayat Secretary, Yerravaram Gram Panchayat, EG Dist and retired from GP Katravulapalli, EG Dist on 30/6/2008 under sub clause (i) of clause (b) of sub Rule (2) of Rule 9 of AP Revised Pension Rules, 1980 and also permitted the CPR&RE to conduct Departmental proceedings against the Individual under Rule 20 of the APCS (CCA) Rules, 1991

The Commissioner, Panchayat Raj and Rural Development Department vide charge Memo 3rd read above, has initiated departmental proceedings against Sri V.Venkata Rao former Panchayat Secretary (EO-Gr.II) Gram Panchayat, Yerravaram, EG Dist under Rule 20 of APCS (CCA) Rules 1991.

In the reference 4th read above, Sri V. Venkata Rao, Retd. Panchayat Secretary (E.O. Gr.II) Yerravaram, EG Dist has submitted his Written Statement of Defense and requested to drop the charges framed against him.

In the reference 5th read above, the Commissioner, Panchayat Raj and Rural Development Department has appointed the District Panchayat Officer, EG Dist as Enquiry Authority and DLPO, Peddapuram as Presenting officer to enquire into the charges framed against Sri V. Venkata Rao, former Panchayat Secretary (EO. Gr.II) (Retd) Yerravaram Gram Panchayat, EG Dist.

In the reference 6th read above, the Dist Panchayat Officer and Enquiry Authority has furnished his Enquiry Report to the CPR&RE stating that the charge No. 1 is fully and charge No 2 partially held proved and the charged officer was misappropriated the Yerravaram Gram Panchayat funds and requested to take necessary action as per Rule 9 of AP Revised Pension Rules, 1980, besides recovery of misappropriated amount.

In the reference 7th read above, the Commissioner, Panchayat Raj and Rural Development Department, AP, Hyderabad has communicated the enquiry report to the individual as required under Rule 21(4) of APCS (CC&A) Rules with a request to submit his explanation within 15 days from the date of receipt of the inquiry report.

In the reference 8th read above, Sri V. Venkata Rao, Retd. Panchayat Secretary Yerravaram, EG Dist has submitted his explanation to the Commissioner, PR&RE and requested to drop the further action against him.

In the reference 9th read above, the Commissioner, Panchayat Raj and Rural Development Department has requested the Government to issue necessary orders, since the individual has retired from service as the Govt. is the competent authority under Rule (9) of AP Revised Pension Rules, 1980.

In the reference 10th read above, the Government has provisionally decided to impose the penalty of 10% cut in pension on permanent basis besides recovery of misappropriated amount of Rs. 73,423/- (by apportioning same into 1:1 ratio between the Ex-Sarpanch Sri B.Rama Rao G.P. Yerravaram, EG Dist and Sri V.Venkata Rao the then Panchayat Secretary (Retd) Yerravaram EG Dist) against the charged officer and issued show cause notice to Sri V. Venkata Rao, the then Panchayat Secretary, why the penalty of 10% cut in pension permanently besides recovery of misappropriated amount of Rs. 73,423/- /- (by apportioning same into 1:1 ratio between the Ex-Sarpanch Sri B.Rama Rao G.P. Yerravaram, EG Dist and Sri V.Venkata Rao the then Panchayat Secretary (Retd) Yerravaram EG Dist) should not be imposed on him under rule 9 of AP Revised Pension Rules 1980

In the reference 11th read above, Sri V. Venkata Rao, Retd. Panchayat Secretary Yerravaram, EG Dist has submitted his explanation to the show cause notice and requested to drop the proposed punishment of 10% cut in pension permanently besides recovery of mis-appropriated amount may kindly be dropped on humanitarian grounds.

Government, after examination of the matter, found that there are no new grounds in his explanation. Hence, it has been provisionally decided to confirm the provisional decision to impose punishment of 10% cut in pension permanently against Sri V. Venkata Rao, Retd. Panchayat Secretary, Yerravaram, EG Dist besides recovery of Rs. 73,423/- /- (by apportioning same into 1:1 ratio between the Ex-Sarpanch Sri B.Rama Rao G.P. Yerravaram, EG Dist and Sri V.Venkata Rao the then Panchayat Secretary (Retd) Yerravaram EG Dist) under rule 9 of AP Revised Pension Rules, 1980 for the charges held proved against him in the enquiry.

In the reference 12th read above, the APPSC has been requested to obtain and communicate the concurrence of the Commission on the proposed penalty for imposing the penalty against the Charged Officer. The Andhra Pradesh Public Service Commission have concurred the proposed punishment of 10% cut in pension

permanently against Sri V. Venkata Rao, Retd. Panchayat Secretary, Yerravaram, EG Dist besides recovery of Rs. 73,423/- /- (by apportioning same into 1:1 ratio between the Ex-Sarpanch Sri B.Rama Rao G.P. Yerravaram, EG Dist and Sri V.Venkata Rao the then Panchayat Secretary (Retd) Yerravaram EG Dist) under rule 9 of AP Revised Pension Rules, 1980 for the charges held proved

Government, after careful examination of matter, have decided to impose punishment of 10% cut in pension permanently against Sri V. Venkata Rao, Retd. Panchayat Secretary, Yerravaram, EG Dist besides recovery of Rs. 73,423/- /- (by apportioning same into 1:1 ratio between the Ex-Sarpanch Sri B.Rama Rao G.P. Yerravaram, EG Dist and Sri V.Venkata Rao the then Panchayat Secretary (Retd) Yerravaram EG Dist) under rule 9 of AP Revised Pension Rules, 1980 for the charges held proved against him. Accordingly hereby order to impose the above penalty against the charged officer.

The Commissioner, Panchayat Raj & Rural Employment, Hyderabad/ District Collector, EG Dist shall take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. K.S. JAWAHAR REDDY
Secretary to Government

To
The Commissioner, Panchayat Raj & Rural Employment, Hyderabad.
The Individual i.e Sri V. Venkata Rao, Retd. Panchayat Secretary, Yerravaram, EG Dist (through the CPR&RE)
The District Collector, EG Dist
The DPO, EG Dist.
The A.G.A.P. Hyderabad.
The PR&RD (Pts.I) Dept (with a request to take action in respect of recovery of mis-appropriated amount from Sri B. Rama Rao, Ex-Sarpanch, after following due procedure as per AP Panchayat Raj Act.)

Copy to:
The P.S. to Hon'ble Minister (PR&RWS),
The A.P. Public Services Commission, Hyderabad.
The Secretary, A.P. Vigilance Commissioner, Hyderabad.
Stock File/Spare Copy.

//FORWARDED BY ORDER//

SECTION OFFICER